IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

Crl.Rev.Pet.No. 2104 of 2007()

CRA.399/2005 of ADDL. DISTRICT & SESSIONS FAST TRACK COURTS (ADHOC), MAVELIKKARA
CC.681/2004 of JUDL.MAGISTRATE OF FIRST CLASS, HARIPAD
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REVN. PETITIONER:

POOKUNJU, S/O. HASSANKUNJU,
ILLIKULATHU VEEDU,
KANNAMPALLY BHAGOM P.O., KAYAMKULAM.

BY ADV. SRI.RASHEED C
SRI.G.GOPAKUMAR (CHERTHALA)

RESPONDENTS:
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1. SURENDRAN,
IDAYILA VEEDU, PUTHIYAVILA MURI,
PATTOLI MARKET P.O., KANDALLOOR.

2. STATE OF KERALA REP. BY GOVT. PLEADER,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. THOMAS JOHN AMBOOKEN, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 2104 OF 2007

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Dated this the 30th day of May 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for 45 days and to pay a compensation of Rs. 28,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for one month.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted four months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-I, Haripad on 29.09.2007 to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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